F DUKIS SCOTE F NICUTIVE DIRECTOR



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Shannon Bowyer Hudson Counsel for ORS

October 28, 2011

## **VIA ELECTRONIC FILING**

Jocelyn G. Boyd, Esquire Chief Clerk & Administrator Public Service Commission of South Carolina 101 Executive Center Drive Columbia, South Carolina 29210

Re: Application of Kiawah Island Utility, Incorporated for Adjustment of Rates and Charges

Docket No. 2011-317-WS

Dear Ms. Boyd:

Enclosed please find a letter with attachment received from an interested consumer by the South Carolina Office of Regulatory Staff ("ORS") in the above referenced matter. A review of the protest letters on the Public Service Commission of South Carolina's website for this docket shows no filing from this interested consumer. By this letter, ORS is providing it so that the consumer may be added to the consumer comments posted on the Commission's website.

Respectfully submitted,

Shannon Bowyer Hudson

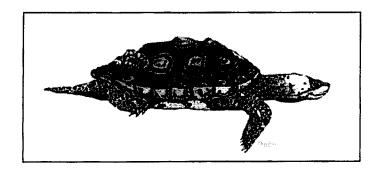
Shannan Bowyer Hidn

**Enclosure** 

cc: Jason Scott Luck, Esquire (via e-mail)
John P. Seibels, Jr., Esquire (via e-mail)
G. Trenholm Walker, Esquire (via e-mail)
Michael A. Molony, Esquire (via e-mail)

RECEIVED

PSC SC MAIL / DMS



To: The Public Service Commission of South Carolina From: Marilyn Blizard, Kiawah Island Property Owner 25 years

Re: Proposed Rate Increase of the Water Company of Kiawah Island

Request for Denial

Upon attending your public hearing of Thursday, October 20 I believe it was implied that a rate increase was needed to accommodate the development of Cougar Point and Captain Sam's Spit.

Please be advised that the development of Captain Sam's Spit with 50 homes is far from a given.

There is very strong opposition against converting this precarious spit of land into a housing development, from a significant number of individuals. Permits related to this project are in litigation. One of these permits was argued before the Supreme Court of South Carolina on January 18, 2011 with the ruling still being awaited. At a recent Office of Coastal Resource Management hearing of 9/28/ 2011 much criticism of Captain Sam's development was voiced.

The unique numbers of wildlife that depend on this spit are elaborated on the web site <a href="https://www.kiawahriver.org">www.kiawahriver.org</a> "links" and include the federally endangered Piping Plover, the Bottlenose Dolphin as videoed by National Geographic Magazine, and the Diamondback Terrapin, a rare species of turtle known to be in decline, who are documented as using Captain Sam's Spit as their primary nesting site, facing risk of extirpation according to the scientists who have an ongoing research study on this turtle since 1983. (See enclosed the letter of Dr. Michael Dorcas who has led this world-class study for over 16 years.)

Kiawah Island is a rare & special place with rare & special wildlife & people. We work hard in doing our best & giving the wildlife tending. It is truly appreciated that you are taking these things into account regarding the request for a rate increase for our water.

I therefore urge the Commission to deny any rate increase based on the significant testimony shared the evening of the hearing along with the issue I have raised above regarding Captain Sam's Spit.

Search

Sincerely,

Marilyn Blizard

736 B Virginia Rail

Kiawah Island, SC 29455

October 24, 2011



Department of Biology Davidson College Davidson, NC 28035-7118

704-894-2727 704-894-2512 FAX www.bio.davidson.edu/dorcas

4 October 2011

Mr. Bill Eiser OCRM Project Manager of P/N #2011-00908-21Y 1362 McMillan Avenue, Suite 400 Charleston, SC 29405

Dear Mr. Eiser:

I have been conducting research at Kiawah Island for more than 16 years on the imperiled diamondback terrapin with my colleague Dr. J. Whitfield Gibbons who started the study in 1983. The Kiawah terrapin study is the longest and most well-known study of terrapins in the world and has resulted in numerous publications in peer-reviewed journals. Research conducted as part of this project showed that the beach and dunes on the Kiawah River side of Captain Sam's Spit is the primary nesting area for the terrapin population. We have documented major declines in the terrapin population over the last 3 decades resulting from various anthropogenic factors. We are extremely concerned that any building activity, including a dock, along the beach and dunes area indicated would adversely affect the nesting ability of the terrapins. Construction of the proposed revetment would likely exclude the terrapins from their primary nesting area and will likely result in further substantial declines in this species, considered by many to be a flagship species of the Carolina saltmarshes. It is entirely possible that such construction could cause the terrapin population in this area to go extinct.

Consequently, based on our scientific research and expertise, I strongly oppose construction of the proposed dock and revetment. Please let me know if you have any questions.

Sincerely,

Michael E. Dorcas, Ph.D.

**Professor of Biology**